

LEGAL WARNING

Part II, Criminal Law Act 1977

(As amended by Criminal Justice and Public Order Act, 1994)

TAKE NOTICE

THAT this site has been occupied. It is our home and we intend to stay here.

THAT the whole of this site constitutes “premises” for the purposes of **Section 12, Criminal Law Act, 1977** because of the presence on it of a building which complies with the definition in Section 12(2) of the Act. The premises comprise the entire site because the land not occupied by the building or vehicles constitutes access to them or is ancillary to them and is being used as such.

THAT the status of this site as “premises” causes the above legislation to be engaged. In particular **Section 6 of the Act** makes it an offence for any person to use or threaten violence (including violence against property) to gain entry to the premises so long as there is a person on the premises who is opposed to such entry.

THAT no part of the premises is residential for the purposes of **Section 144 of the Legal Aid Sentencing and Punishment of Offenders Act 2012** as the act states that “a building is “residential” if it is designed or adapted, before the time of entry, for use as a place to live”.

THAT the common-law powers which permit the removal of trespassers from open land **do NOT apply** to premises so long as the premises are secured against entry and a person is present on the premises as above.

THAT at all times there is at least one person on these premises.

THAT any entry or attempt to enter into these premises without our permission is therefore a criminal offence as any one of us who is in physical possession is opposed to such entry without our permission.

THAT if you attempt to enter by violence or by threatening violence (which includes violence against property as well as persons) we will prosecute you. You may receive a sentence of up to six months’ imprisonment and/or a fine of up to £5,000.

THAT if you want to get us out you will have to issue a claim for possession in the County Court or in the High Court.

The Occupiers

N.B. Signing this Legal Warning is optional. It is equally valid whether or not it is signed.

NOTE TO POLICE OFFICERS: The police power to remove trespassers on land under **section 61, Criminal Justice & Public Order Act, 1994** cannot be exercised where the land comprises, or is ancillary to, buildings, which includes any building or moveable structure and also includes vehicles. The definition of “building” in section 12, **Criminal Law Act 1977** (above) applies also to **section 61(9) of the 1994 Act.**